

FEDERAL COMMUNICATIONS COMMISSION

Washington, D. C. 20554

FEB 24 2009

OFFICE OF
MANAGING DIRECTOR

09RE003579

Robert J. Rini
Jonathan E. Allen
Counsel for Cranston Acquisition, LLC
Rini Coran, PC
1615 L Street, N.W., Ste. 1325
Washington, D.C. 20036

Re: KMCC-TV, Laughlin, Nevada
Fiscal Year 2008 Regulatory Fee
Fee Control No. RROG-09-00010879

Dear Counsel:

This responds to your Petition dated September 25, 2008, on behalf of Cranston Acquisition, LLC, Debtor-in-Possession (Cranston), licensee of KMCC-TV, Laughlin, Nevada (KMCC), requesting deferral and waiver of the regulatory fees for fiscal year (FY) 2008 on account of financial hardship.¹ Our records show that Cranston has not paid the regulatory fees for FY 2008, which total \$11,920. As explained below, we grant your request.

In support of your request, you state that on June 17, 2008, Cranston Acquisition, a Delaware limited liability company, and Cranston II, LLC, a Delaware limited liability company and sole member and 100 percent owner of Cranston, filed voluntary petitions for reorganization with the U.S. Bankruptcy Court for the Southern District of New York under Chapter 11 of the bankruptcy code.² You also state that these two entities remain under Chapter 11 protection.³

The Commission will grant waivers of its regulatory fees on a sufficient showing of financial hardship. Evidence of bankruptcy or receivership is sufficient to establish financial hardship. See Implementation of Section 9 of the Communications Act, 10 FCC Rcd 12759, 12761-62 (1995) (waivers granted for licensees whose stations are bankrupt, undergoing Chapter 11 reorganization, or in receivership). Based on the

¹ Cranston Acquisition, LLC, Debtor-in-Possession Request for Waiver of FY 2008 Regulatory Fees (dated September 25, 2008) (Petition).

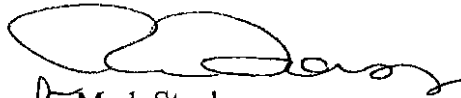
² Petition at 2. You subsequently filed supplemental information that documents Cranston's bankruptcy status as of the FY 2008 regulatory fee due date of September 25, 2008. See Letter from Robert J. Rini, Rini Coran, PC to Marlene H. Dortch, Secretary, FCC (dated January 16, 2009).

³ *Id.*

documents you submitted concerning Cranston's bankruptcy status, your request for waiver of the regulatory fee for FY 2008 is granted.

If you have any questions concerning this letter, please contact the Revenue and Receivables Operations Group at (202) 418-1995.

Sincerely,



Mark Stephens
Chief Financial Officer

FILED/ACCEPTED
SEP 25 2008
Federal Communications Commission
Office of the Secretary

FCC File No.:

RR0G-09-00010879

² *Implementation of Section 9 of the Communications Act Assessment and Collection of Regulatory Fees for the 1994 Fiscal Year*, 10 FCC Rcd 12759, 12762 (1995).

On June 17, 2008, Cranston Acquisition, a Delaware limited liability company and Cranston II, LLC ("Cranston II"), a Delaware limited liability company and sole member and 100% owner of Cranston Acquisition, filed voluntary petitions for reorganization with the United States Bankruptcy Court, Southern District of New York under Chapter 11, pursuant to 11 U.S.C. § 301 (consolidated as Case No.: 08-12271-smb.) Exhibit 1 contains copies of the Voluntary Petitions for Bankruptcy as filed by Cranston II and Cranston Acquisition and of the Notices of Bankruptcy Case Filing as issued by the Bankruptcy Court.

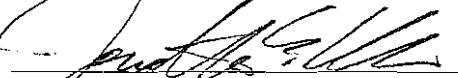
On July 17, 2008, Cranston II and Cranston Acquisition filed an application for transfer of control of Cranston Acquisition from Cranston II to Cranston II, LLC Debtor in Possession (FCC File No. BTCCT-20080717AMY, granted July 30, 2008.) Exhibit 2 contains a copy of the FCC consent to the above-referenced application for transfer of control.

Cranston Acquisition and Cranston II remain under the protection of Chapter 11 of the U.S. Bankruptcy Code. Under Commission precedent, Cranston Acquisition is not required to submit regulatory fees for Fiscal Year 2008 and therefore requests acknowledgment of this fact by grant of this waiver request. Cranston Acquisition also requests deferral of the regulatory fees for Fiscal Year 2008, to the extent such deferral is necessary. The purpose of requesting such a deferral is to avoid the imposition of any payment penalties for failure to timely pay the regulatory fees. Given the likelihood of success of this petition, combined with the financial hardship that imposition of the regulatory fees would impose, the public interest would be served by granting the deferral request at this time.

Please contact the undersigned counsel should you need any further documentation, or if you have any questions regarding this request.

Respectfully submitted,

CRANSTON ACQUISITION, LLC



Robert J. Rini

Jonathan E. Allen

Rini Coran, PC

1615 L Street, NW Suite 1325

Washington, DC 20036

202.296.2007

Its Counsel

September 25, 2008

FEDERAL COMMUNICATIONS COMMISSION

Washington, D. C. 20554

FEB 12 2009

✓
OFFICE OF
MANAGING DIRECTOR

Mr. Dylan Benefield
327 Marion Ave.
Sandpoint, Idaho 83864

Re: Blue Sky Broadcasting, Great Northern
Broadcasting, Radio Bonners Ferry, Inc., Benefield
Broadcasting, Inc.
FY 2008 Regulatory Fees
Fee Control Nos. 0810029084890356,
0810029084890375, 0810029084890372,
0810029084890374

Dear Mr. Benefield:

This is in response to your request dated October 20, 2008 (*Request*), filed on behalf of Blue Sky Broadcasting, Inc. (BSB), Great Northern Broadcasting, Inc. (GNB), Benefield Broadcasting, Inc. (BBI), and Radio Bonners Ferry, Inc. (RBF), for a waiver of the penalty for late payment of the fiscal year (FY) 2008 regulatory fees. Our records reflect that you paid the \$1,825.00, \$1,685.00, \$600.00, and \$450.00 FY 2008 regulatory fees for BSB, GNB, BBI, and RBF, respectively, and the associated \$456.25, \$421.25, \$150.00, and \$112.50 penalties. For the reasons set forth below, we deny your request.

You recite that "I was trying to pay my regulatory fee as early as 9/24 with no luck online."¹ You state that "I keep getting bumped out."² You say that "I now paid the fees and found out that I have to [*sic*] 25% late fee."³ You state that "I feel that with my prior compliance and timely payment schedule, I would ask that you wave [*sic*] the fee . . . in this [*sic*] trying times."⁴

¹ See *Request* at 1.

² *Id.* (emphasis deleted).

³ *Id.* Our records reflect that the Commission received payment of the regulatory fees and penalties on October 2, 2008, seven days after the due date for payment of the FY 2008 regulatory fee, *i.e.*, September 25, 2008. See *Public Notice, Payment Methods and Procedures for Fiscal Year 2008 Regulatory Fees*, 23 FCC Rcd 12849 (Aug. 26, 2008).

⁴ *Request* at 1.

The Communications Act of 1934, as amended, requires the Commission to assess a penalty of 25 percent on any regulatory fee not paid in a timely manner.⁵ It is the obligation of the licensees responsible for regulatory fee payments to ensure that the Commission receives the fee payment no later than the final date on which regulatory fees are due for the year.⁶ Your request does not indicate or substantiate that BSB, GNB, BBI, or RBF met this obligation.⁷ We therefore deny your request for waiver of the penalty for late payment of the FY 2008 regulatory fees associated with BSB, GNB, BBI, and RBF.

If you have any questions concerning this matter, please contact the Revenue & Receivables Operations Group at (202) 418-1995.

Sincerely,

A handwritten signature in black ink, appearing to read 'Mark Stephens', with a stylized flourish at the end.

Mark Stephens
Chief Financial Officer

⁵ 47 U.S.C. §159(c)(1).

⁶ See 47 C.F.R. §1.1164.

⁷ With respect to your request that the Commission “help me out in this [*sic*] trying times[,]” we note that even though the Commission will waive its regulatory fees in those instances where a petitioner presents a compelling case of financial hardship, you do not request a waiver of the FY 2008 regulatory fee and provide no documentation that would support such a request. See *Implementation of Section 9 of the Communications Act*, 9 FCC Red 5333, 5346 (1994), *on recon*, 10 FCC Red 12759 (1995).

Sherry Elkheshin

From: ARINQUIRIES
Sent: Monday, October 20, 2008 10:36 AM
To: Sherry Elkheshin
Subject: FW: fee filler late fee 25%

Stephen M. French, PMP
Protiviti Government Services
OMD-Financial Operations
Office: 2-A629
Direct Line: 202-418-1878
Fax: 202-418-7869

-----Original Message-----

From: Dylan Benefield [mailto:dylanb@953kpnd.com]
Sent: Friday, October 17, 2008 6:06 PM
To: ARINQUIRIES
Subject: fee filler late fee 25%

Hello, my name is Dylan Benefield. I was trying to pay my regulatory fee as early as 9/24 with no luck online. I KEEP GETTING BUMPED OUT. I now paid the fees and found out that I have to 25% late fee. I feel that with my prior compliance and timely payment schedule, I would ask that you wave the fee.

Please, please help me out in this trying times.

This would be for

Blue Sky Broadcasting Inc. - FRN# 0005013073 Great Northern Broadcasting - FRN# 0005013115
Radio Bonners Ferry Inc.- FRN# 0009052788 Benefield Broadcasting Inc. - FRN# 0007712052

Thank you very much!

Dylan Benefield
Blue Sky Broadcasting
208-263-2179
KPND-KSPT-KIBR-KBFI-KICR

11027

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08/002908489035
08/002908489037
08/002908489038

FEDERAL COMMUNICATIONS COMMISSION
Washington, D. C. 20554

FEB 12 2009

OFFICE OF
MANAGING DIRECTOR

Paul J. Feldman, Esq.
Lee G. Petro, Esq.
Fletcher, Heald & Hildreth, P.L.C.
1300 North 17th Street, 11th Floor
Arlington, VA 22209

Re: Station KVAW(TV)
Eagle Pass, Texas
FY 2008 Regulatory Fee
Fee Control No. RROG-09-00010887

Dear Counsel:

This is in response to your request filed September 5, 2008 (*Request*), on behalf of Dr. Joseph A. Zavaletta, licensee of Station KVAW(TV) (the station) for a waiver of the Fiscal Year (FY) 2008 regulatory fee. Our records reflect that you have not paid the \$11,900.00 FY 2008 regulatory fee for the station. For the reasons stated herein, we deny your request.

You recite that “[t]he Station was silent for ten months of the past year, and the Licensee has . . . expended its limited resources to construct and commence operations of its digital facility.”¹ You claim that the licensee was silent under special temporary authority due to financial hardship from July 1, 2007 to April 23, 2008, and was not in operation on October 1, 2007, when the Commission determined the status of its licensees for purposes of accessing the 2008 regulatory fees.² You assert that during this ten-month period, the station did not generate any revenue, and has since generated very little revenue due to its long-silent status.³

Our records reflect that the Commission granted Dr. Zavaletta’s license to operate the station on April 26, 2007, and that the license will expire on August 1, 2014. Our records also indicate that on July 25, 2007, Dr. Zavaletta filed (but was not granted) a request for special temporary authority for the station to remain silent and stated that the station had been silent since July 1, 2007, for financial reasons.⁴ Our records also reflect that on

¹ *Request* at 1.

² *Id.* at 2.

³ *Id.*

⁴ *See Notification of Suspension of Operations/Request for Silent STA*, Dr. Joseph A. Zavaletta, licensee of station KVAW (filed July 27, 2007).

been silent since July 1, 2007, for financial reasons.⁴ Our records also reflect that on April 23, 2008, Dr. Zavaletta notified the Commission that the station had resumed operations on April 23, 2008.⁵

Fiscal year 2008 regulatory fees must be paid for all broadcast facility licenses granted on or before October 1, 2007.⁶ Therefore, because Dr. Zavaletta was licensed to operate the station on October 1, 2007, we deny your request for waiver on the grounds that the station was silent on that date. In addition, because the station was operating at the time the FY 2008 regulatory fee was due on September 25, 2008, we deny your request for waiver on the grounds that the station was silent from July 1, 2007 to April 23, 2008.⁷

There remains your request for waiver on the grounds that the station “has generated very little revenue due to its long-silent status[.]” The Commission will waive, reduce or defer its regulatory fees in instances where a petitioner presents a compelling case of financial hardship.⁸ Regulatees can establish financial hardship by submitting

information such as a balance sheet and profit and loss statement (audited, if available), a cash flow projection . . . (with an explanation of how calculated), a list of their officers and their individual compensation, together with a list of their

⁴ See *Notification of Suspension of Operations/Request for Silent STA*, Dr. Joseph A. Zavaletta, licensee of station KVAW (filed July 27, 2007).

⁵ See *Resumption of Operations*, Dr. Joseph A. Zavaletta, licensee of station KVAW (filed Apr. 23, 2008).

⁶ See *Assessment and Collection of Regulatory Fees for Fiscal Year 2008, Report and Order and Further Notice of Proposed Rulemaking*, 2008 WL 3318967, para. 76 (released: Aug. 8, 2008).

⁷ The Commission has determined that the imposition of a regulatory fee could be an impediment to the restoration of service by dark stations and that it therefore would waive the fee requirement for stations which have ceased operation. See *Implementation of Section 9 of the Communications Act*, 10 FCC Rcd 12759, 12762 (1995). This finding does not apply where, as in this case, a formerly dark station is operating on the date the annual fee payment is due.

⁸ See 47 U.S.C. §159(d); 47 C.F.R. §1.1166; see also *Implementation of Section 9 of the Communications Act*, 9 FCC Rcd 5333, 5344 (1994), *on recon.*, *Memorandum Opinion and Order*, 10 FCC Rcd 12759 at para. 12 (1995) (regulatory fees may be waived, deferred, or reduced on a case-by-case basis in extraordinary and compelling circumstances upon a clear showing that a waiver would override the public interest in reimbursing the Commission for its regulatory costs).

highest paid employees, other than officers, and the amount of their compensation, or similar information.⁹


In determining whether a licensee has sufficient revenues to pay its regulatory fees, the Commission relies upon a licensee's cash flow, as opposed to the entity's profits. Thus, although deductions for amortization and depreciation, which do not affect cash flow, and payments to principals, reduce gross income for tax purposes, those deductions also represent money which is considered to be available to pay the regulatory fee.

You have not submitted any documentation or other relevant showing, and therefore you have failed to establish a compelling case for relief on the grounds of financial hardship. For this reason, your request for a waiver of the FY 2008 regulatory fee for the station is denied.

Payment of the FY 2008 regulatory fee, totaling \$11,900.00, is now due. The regulatory fee should be filed together with a Form FCC 159 (copy enclosed) within 30 days from the date of this letter. However, in view of your allegations of financial hardship, in lieu of payment, you may refile the station's request together with appropriate supporting documentation and a request to further defer payment of the fee, within 30 days from the date of this letter.

If you have any questions concerning this letter, please contact the Revenue and Receivables Operations Group at (202) 418-1995.

Sincerely,

A handwritten signature in black ink, appearing to read 'Mark Stephens', with a stylized flourish at the end.

Mark Stephens
Chief Financial Officer

⁹ *Memorandum Opinion and Order*, 10 FCC Rcd at 12761-12762.

HARRY F. COLE
ANNE GOODWIN CRUMP
VINCENT J. CURTIS, JR.
JOSEPH M. DI SCIPIO
PAUL J. FELDMAN
JEFFREY J. GEE
KEVIN M. GOLDBERG
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ATTORNEYS AT LAW

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OF COUNSEL
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WRITER'S DIRECT

RR06-09-00010887

703-812-0453
petro@fhhlaw.com

September 5, 2008

* NOT ADMITTED IN VIRGINIA

BY HAND DELIVERY

Anthony J. Dale, Managing Director
Office of Managing Director
Federal Communications Commission
445 12th Street, SW, Room TWB204
Washington, D.C. 20554

RECEIVED - FCC
SEP - 5 2008
Federal Communications Commission
Bureau / Office

RE: Request for Waiver of 2008 Annual Regulatory Fee
Station KVAW(TV), Eagle Pass, Texas (Facility ID No. 32621)
Dr. Joseph A. Zavaletta, Licensee - FRN 0007-6800-85

Dear Mr. Dale:

Dr. Joseph A. Zavaletta (the "Licensee"), licensee of Station KVAW(TV), Eagle Pass, Texas (Facility ID No. 32621) (the "Station"), by and through his attorneys, hereby submits this Request for Waiver of 2008 Regulatory Fees.¹ As detailed below, the Station was silent for ten months of the past year, and the Licensee has been expended its limited resources to construct and commence operations of its digital facility.

In *Implementation of Section 9 of the Communications Act*, 10 FCC Rcd 12759, 12762 (1995), the Commission set the following standard for silent stations seeking a waiver of regulatory fees on grounds of financial hardship:

We will also grant petitions for waivers of the regulatory fees on grounds of financial hardship from licensees of broadcast stations which are dark (not operating). When a station is dark, it generally is either without or with greatly reduced revenues. Moreover, broadcast stations which are dark must request permission to suspend operation pursuant to Section 73.1740 (a) (4) of the Rules.

¹ In addition, the Licensee hereby requests that payment of 2008 Regulatory Fees be deferred pending the outcome of this request.

ORIGINAL

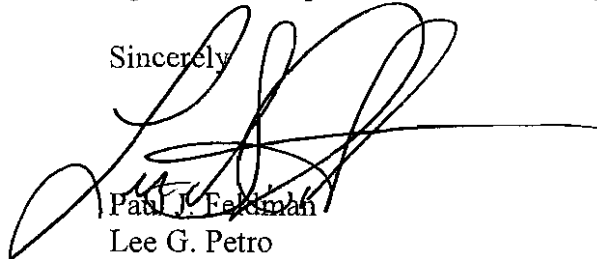
Anthony J. Dale, Managing Director
September 5, 2008
Page Two

Petitions to go dark are generally based on financial hardship. Under these circumstances, imposition of the regulatory fees could be an impediment to the restoration of broadcast service, and it is unnecessary to require a licensee to make a further showing of financial hardship.

Licensee was silent under Special Temporary Authority due to financial hardship from July 1, 2007 to April 23, 2008, and was not in operation on October 1, 2007, when the Commission determined the status of its licensees for purposes of accessing the 2008 Regulatory Fees. During this 10 month period, the Station did not generate any revenue, and has since generated very little revenue due to its long-silent status. Therefore, in accordance with the Commission's standards, Licensee hereby respectfully requests a wavier of the Station's 2008 Regulatory Fees.

Should there be any questions regarding this matter, please contact undersigned counsel.

Sincerely,



Paul J. Feldman
Lee G. Petro

Counsel for Dr. Joseph A. Zavaletta

FO WAIVER TRACKING SYSTEM
CONTROL # 10887

FILE

FEDERAL COMMUNICATIONS COMMISSION

Washington, D. C. 20554

FEB 24 2009

✓ OFFICE OF
MANAGING DIRECTOR

Matthew H. McCormick, Esq.
Michael W. Richards, Esq.
Fletcher, Heald & Hildreth, P.L.C.
1300 North 17th Street, 11th Floor
Arlington, VA 22209

Re: Station WTIJ(AM)
GHB Radio, Inc.
FY 2007 Regulatory Fee
Fee Control No. 0709118835384003

Dear Counsel:

This is in response to your request filed December 12, 2008 (*Request*), on behalf of GHB Radio, Inc. (GHB), the licensee of Station WTIJ(AM) (the station) for a waiver of the Fiscal Year (FY) 2007 regulatory fee. Our records reflect that you have paid the \$1,425.00 FY 2007 regulatory fee. For the reasons stated herein, we grant your request.

You assert that the station was silent at the time the FY 2007 regulatory fee was due.¹ In *Implementation of Section 9 of the Communications Act*, 10 FCC Rcd 12759, 12762 (1995) (*Reconsideration Order*), the Commission determined that the imposition of a regulatory fee could be an impediment to the restoration of service by dark stations and that it therefore would waive the fee requirement for stations which have ceased operation.²

Our records reflect that the Media Bureau granted GHB's request for special temporary authority for the station to remain silent from June 25, 2007, through December 25, 2007.³ Because the station was not operating at the time the FY 2007 regulatory fee was due on September 19, 2007, we grant GHB's request for waiver of the FY 2007 regulatory fee.

A check made payable to the maker of the original check, and drawn in the amount of \$1,425.00, will be sent to you at the earliest practicable time. If you have any questions concerning this letter, please contact the Revenue and Receivables Operations Group at (202) 418-1995.

Sincerely,



Mark Stephens
Chief Financial Officer

¹ *Request* at 1.

² See *Reconsideration Order* at 12762 ("broadcast stations which are dark must request permission to suspend operation pursuant to Section 73.1740(a)(4) of the Rules.").

³ See Letter from H. Taft Snowden, Media Bureau, FCC, to Jacob E. Bogan, at 1 (June 25, 2007).

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ORIGINAL

FLETCHER, HEALD & HILDRETH, P.L.C.

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ARLINGTON, VIRGINIA 22209

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December 12, 2008

FILED/ACCEPTED

DEC 12 2008

Federal Communications Commission
Office of the Secretary

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RETIRED MEMBERS
RICHARD HILDRETH
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CONSULTANT FOR INTERNATIONAL AND
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U. S. AMBASSADOR (ret.)

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DEC 17 2008

Financial Operations
Center

Forward to
36C-12-123/01

11229

HARRY F. COLE
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KATHLEEN VICTORY
HOWARD M. WEISS
RONALD P. WHITWORTH

* NOT ADMITTED IN VIRGINIA

BY HAND

Marlene Dortch, Esq., Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

ATTN: Office of Managing Director, Regulatory Fee Waiver Requests

Re: Waiver and Refund of Regulatory Fee
GHB Radio, Inc., FRN 0004-9588-64
WTIX(AM), Winston-Salem, NC (Facility Id. No. 40996)

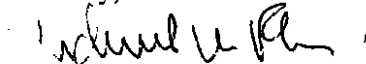
Dear Ms. Dortch:

GHB Radio, Inc. ("GHB"), through counsel, respectfully requests a waiver and refund of the Fiscal Year 2007 Regulatory Fee submitted for WTIX(AM), Winston-Salem, North Carolina, (Facility Id. No. 40996) in the amount of \$1,425.00. This fee was submitted to the Commission, by check, on September 10, 2007. A date stamped copy of the FCC Form 159 that accompanied the fee is submitted with the request.

A waiver and refund of the Fiscal Year 2007 Regulatory Fee is warranted because WTIX, pursuant to Commission authority, was "silent" at the time of the fee deadline. See FCC File Nos. BLSTA-20070612ABX as extended by BLESTA 20071226ABA. The Commission has previously stated that such waivers are warranted, for silent stations, as the fee is counterproductive to a licensee's efforts to resume operations. *Implementation of Section 9 of the Communications Act*, 10 FCC Rcd 12759, Para. 15 (1995).

Please contact the undersigned with any questions.

Sincerely,



Matthew H. McCormick
Michael W. Richards
Counsel to GHB Radio, Inc.

With the same Form 159, GHB submitted the Fiscal Year 2007 Regulatory Fee for Station WBLO, Thomasville, North Carolina (Facility Id. No. 54552) in the amount of \$2,375.00. GHB is not seeking waiver and refund of that fee.

{00016601-1}

FEDERAL COMMUNICATIONS COMMISSION

Washington, D. C. 20554

FEB 12 2009

OFFICE OF
MANAGING DIRECTOR

Dan J. Alpert
The Law Office of Dan J. Alpert
2120 North 21st Road
Arlington, Virginia 22201

Re: KLMH-LP, Request for Refund of FY
2008 Regulatory Fee
Fee Control No. 0809259084889026


Dear Mr. Alpert:

This is in response to your letter filed September 26, 2008 (Letter)¹ on behalf of UHF translator station KLMH-LP, requesting refund of the fiscal year (FY) 2008 regulatory fee. Our records indicate that on September 25, 2008, we received payment in the amount of \$365.00 on behalf of KLMH-LP. As set forth below, your request is granted.

You assert that no FY 2008 regulatory fee is due because the license for KLMH-LP was granted on June 10, 2008, which is after the October 1, 2007 cut-off date.² Our records reflect that the Media Bureau issued a license for WGVI-LP on June 10, 2008. Because the license for the Station was issued after October 1, 2007, the beginning of the 2008 fiscal year, no FY 2008 regulatory fee is due.³

A check in the amount of \$365.00, payable to the original maker, will be sent to you at the earliest practicable time. If you have any questions concerning this matter, please call the Revenue & Receivables Operations Group at (202) 418-1995.

Sincerely,



Mark Stephens
Chief Financial Officer

¹ Letter from Dan J. Alpert, Counsel for Hispanic Christian Community Network, Inc. to Anthony Dale, Managing Director, FCC (filed September 26, 2008).

² *Id.*

³ See *Assessment and Collection of Regulatory Fees for Fiscal Year 2008*, FCC 08-182, released August 8, 2008, at ¶ 76 ("Regulatory fees must be paid for all broadcast facility licenses issued on or before October 1, 2007"); see also *Regulatory Fees Fact Sheet* at 4 ("Who Must Pay: Holders of LPTV, TV translator and booster licenses, and FM translator and booster licenses whose license was granted before October 1, 2007, even if the license expired after October 1, 2007"); 47 C.F.R. § 1.1153.

08092590

84889026

The Law Office of

Dan J. Alpert

2120 N. 21st Rd.
Arlington, VA 22201
DJA@COMMLAW.TV

(703) 243-8690

(703) 243-8692 (FAX)

September 25, 2008

RECEIVED - FCC

SEP 26 2008

Federal Communications Commission
Bureau / Office

Mr. Anthony Dale
Managing Director
Federal Communications Commission
445 12th St. S.W..
Washington, DC 20554

**Re: 2008 Annual Regulatory Fee
Station KLMH-LP
Facility No. 130077**

Dear Mr. Dale:

Hispanic Christian Community Network, Inc., by its attorney, hereby requests refund of its 2008 Annual Regulatory Fee. In support thereof, the following is stated.

In the Regulatory Fee Fact Sheet (August 2008) issued with respect to Media Services Regulatory Fees for 2007, the FCC stated that with regard to FM Translator stations:

Who Must Pay: Holders of LPTV, TV translator and booster licenses, and FM translator and booster licenses whose license was granted before October 1, 2007...

As reflected by the attached, the license for KLMH-LP was granted on June 10, 2008, which is after the October 1, 2007 date. Therefore, no fee was due, and the \$365.00 Regulatory Fee paid on behalf of Hispanic Christian Community Network, Inc. should be refunded.

WHEREFORE, it respectfully is requested that this request be granted.

Very truly yours,

Dan J. Alpert

*Counsel for Hispanic Christian Community
Network, Inc.*

FEDERAL COMMUNICATIONS COMMISSION

Washington, D. C. 20554

FEB 12 2009

OFFICE OF
MANAGING DIRECTOR

Dan J. Alpert
The Law Office of Dan J. Alpert
2120 North 21st Road
Arlington, Virginia 22201

Re: K05LU, Request for Refund of FY
2008 Regulatory Fee
Fee Control No. 0809259084889026

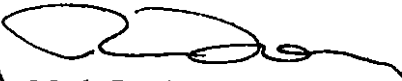
Dear Mr. Alpert:

This is in response to your letter filed September 26, 2008 (Letter)¹ on behalf of VHF translator station K05LU, requesting refund of the fiscal year (FY) 2008 regulatory fee. Our records indicate that on September 25, 2008, we received payment in the amount of \$365.00 on behalf of K05LU. As set forth below, your request is granted.

You assert that no FY 2008 regulatory fee is due because the license for K05LU was granted on January 22, 2008, which is after the October 1, 2007 cut-off date.² Our records reflect that the Media Bureau issued a license for K05LU on January 22, 2008. Because the license for the Station was issued after October 1, 2007, the beginning of the 2008 fiscal year, no FY 2008 regulatory fee is due.³

A check in the amount of \$365.00, payable to the original maker, will be sent to you at the earliest practicable time. If you have any questions concerning this matter, please call the Revenue & Receivables Operations Group at (202) 418-1995.

Sincerely,



Mark Stephens
Chief Financial Officer

¹ Letter from Dan J. Alpert, Counsel for Hispanic Christian Community Network, Inc. to Anthony Dale, Managing Director, FCC (filed September 26, 2008).

² *Id.*

³ See *Assessment and Collection of Regulatory Fees for Fiscal Year 2008*, FCC 08-182, released August 8, 2008, at ¶ 76 ("Regulatory fees must be paid for all broadcast facility licenses issued on or before October 1, 2007"); see also *Regulatory Fees Fact Sheet* at 4 ("Who Must Pay: Holders of LPTV, TV translator and booster licenses, and FM translator and booster licenses whose license was granted before October 1, 2007, even if the license expired after October 1, 2007"); 47 C.F.R. §1.1153.

0809259084889026

The Law Office of

Dan J. Alpert

2120 N. 21st Rd.
Arlington, VA 22201
DJA@COMMLAW.TV

(703) 243-8690

(703) 243-8692 (FAX)

September 25, 2008

Mr. Anthony Dale
Managing Director
Federal Communications Commission
445 12th St. S.W..
Washington, DC 20554

RECEIVED - FCC

SEP 26 2008

Federal Communications Commission
Bureau / Office

Re: 2008 Annual Regulatory Fee
Station K05LU
Facility No. 128520

Dear Mr. Dale:

Hispanic Christian Community Network, Inc., by its attorney, hereby requests refund of its 2008 Annual Regulatory Fee. In support thereof, the following is stated.

In the Regulatory Fee Fact Sheet (August 2008) issued with respect to Media Services Regulatory Fees for 2007, the FCC stated that with regard to FM Translator stations:

Who Must Pay: Holders of LPTV, TV translator and booster licenses, and FM translator and booster licenses whose license was granted before October 1, 2007...

As reflected by the attached, the license for K05LU was granted on January 22, 2008, which is after the October 1, 2007 date. Therefore, no fee was due, and the \$365.00 Regulatory Fee paid on behalf of Hispanic Christian Community Network, Inc. should be refunded.

WHEREFORE, it respectfully is requested that this request be granted.

Very truly yours,

Dan J. Alpert

*Counsel for Hispanic Christian Community
Network, Inc.*

FEDERAL COMMUNICATIONS COMMISSION

Washington, D. C. 20554

FEB 12 2009

OFFICE OF
MANAGING DIRECTOR

Dan J. Alpert
The Law Office of Dan J. Alpert
2120 North 21st Road
Arlington, Virginia 22201

Re: K07YF, Request for Refund of FY
2008 Regulatory Fee
Fee Control No. 0809259084889026


Dear Mr. Alpert:

This is in response to your letter filed September 26, 2008 (Letter)¹ on behalf of VHF translator station K07YF, requesting refund of the fiscal year (FY) 2008 regulatory fee. Our records indicate that on September 25, 2008, we received payment in the amount of \$365.00 on behalf of K07YF. As set forth below, your request is granted.

You assert that no FY 2008 regulatory fee is due because the license for K07YF was granted on September 3, 2008, which is after the October 1, 2007 cut-off date.² Our records reflect that the Media Bureau issued a license for K07YF on September 3, 2008. Because the license for the Station was issued after October 1, 2007, the beginning of the 2008 fiscal year, no FY 2008 regulatory fee is due.³

A check in the amount of \$365.00, payable to the original maker, will be sent to you at the earliest practicable time. If you have any questions concerning this matter, please call the Revenue & Receivables Operations Group at (202) 418-1995.

Sincerely,


Mark Stephens
Chief Financial Officer

¹ Letter from Dan J. Alpert, Counsel for Hispanic Christian Community Network, Inc. to Anthony Dale, Managing Director, FCC (filed September 26, 2008).

² *Id.*

³ See *Assessment and Collection of Regulatory Fees for Fiscal Year 2008*, FCC 08-182, released August 8, 2008, at ¶ 76 ("Regulatory fees must be paid for all broadcast facility licenses issued on or before October 1, 2007"); see also *Regulatory Fees Fact Sheet* at 4 ("Who Must Pay: Holders of LPTV, TV translator and booster licenses, and FM translator and booster licenses whose license was granted before October 1, 2007, even if the license expired after October 1, 2007"); 47 C.F.R. §1.1153.

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September 25, 2008

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Federal Communications Commission
Bureau / Office

Mr. Anthony Dale
Managing Director
Federal Communications Commission
445 12th St. S.W..
Washington, DC 20554

**Re: 2008 Annual Regulatory Fee
Station K07YF
Facility No. 126395**

Dear Mr. Dale:

Hispanic Christian Community Network, Inc., by its attorney, hereby requests refund of its 2008 Annual Regulatory Fee. In support thereof, the following is stated.

In the Regulatory Fee Fact Sheet (August 2008) issued with respect to Media Services Regulatory Fees for 2008, the FCC stated that with regard to FM Translator stations:

Who Must Pay: Holders of LPTV, TV translator and booster licenses, and FM translator and booster licenses whose license was granted before October 1, 2007...

As reflected by the attached, the license for K13YU was granted on September 3, 2008, which is after the October 1, 2007 date. Therefore, no fee was due, and the \$365.00 Regulatory Fee paid on behalf of Hispanic Christian Community Network, Inc. should be refunded.

WHEREFORE, it respectfully is requested that this request be granted.

Very truly yours,

Dan J. Alpert

*Counsel for Hispanic Christian Community
Network, Inc.*

FEDERAL COMMUNICATIONS COMMISSION
Washington, D. C. 20554

FEB 12 2009

OFFICE OF
MANAGING DIRECTOR

Dan J. Alpert
Counsel for Hispanic Christian
Community Network, Inc.
The Law Office of Dan J. Alpert
2120 North 21st Road
Arlington, Virginia 22201

Re: K09XZ, Request for Refund of FY
2008 Regulatory Fee
Fee Control No. 0809259084889026


Dear Mr. Alpert:

This is in response to your letter filed September 26, 2008 (Letter)¹ on behalf of VHF translator station K09XZ, requesting refund of the fiscal year (FY) 2008 regulatory fee. Our records indicate that on September 25, 2008, we received payment in the amount of \$365.00 on behalf of K09XZ. As set forth below, your request is granted.

You assert that no FY 2008 regulatory fee is due because the license for K09XZ was granted on January 22, 2008, which is after the October 1, 2007 cut-off date.² Our records reflect that the Media Bureau issued a license for K09XZ on January 22, 2008. Because the license for the Station was issued after October 1, 2007, the beginning of the 2008 fiscal year, no FY 2008 regulatory fee is due.³

A check in the amount of \$365.00, payable to the original maker, will be sent to you at the earliest practicable time. If you have any questions concerning this matter, please call the Revenue & Receivables Operations Group at (202) 418-1995.

Sincerely,



Mark Stephens
Chief Financial Officer

¹ Letter from Dan J. Alpert, Counsel for Hispanic Christian Community Network, Inc. to Anthony Dale, Managing Director, FCC (filed September 26, 2008).

² *Id.*

³ See *Assessment and Collection of Regulatory Fees for Fiscal Year 2008*, FCC 08-182, released August 8, 2008, at ¶ 76 ("Regulatory fees must be paid for all broadcast facility licenses issued on or before October 1, 2007"); see also *Regulatory Fees Fact Sheet* at 4 ("Who Must Pay: Holders of LPTV, TV translator and booster licenses, and FM translator and booster licenses whose license was granted before October 1, 2007, even if the license expired after October 1, 2007"); 47 C.F.R. §1.1153.

080925908488902L

FOI WAIVER TRACKING SYSTEM
CONTROL # 10924

The Law Office of

Dan J. Alpert

2120 N 21st Rd.
Arlington, VA 22201
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(703) 243-8690

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September 25, 2008

RECEIVED - FCC

Mr. Anthony Dale
Managing Director
Federal Communications Commission
445 12th St. S.W..
Washington, DC 20554

SEP 26 2008

Federal Communications Commission
Bureau / Office

**Re: 2008 Annual Regulatory Fee
Station K09XZ
Facility No. 128562**

Dear Mr. Dale:

Hispanic Christian Community Network, Inc., by its attorney, hereby requests refund of its 2008 Annual Regulatory Fee. In support thereof, the following is stated.

In the Regulatory Fee Fact Sheet (August 2008) issued with respect to Media Services Regulatory Fees for 2008, the FCC stated that with regard to FM Translator stations:

Who Must Pay: Holders of LPTV, TV translator and booster licenses, and FM translator and booster licenses whose license was granted before October 1, 2007...

As reflected by the attached, the license for K09XZ was granted on January 22, 2008, which is after the October 1, 2007 date. Therefore, no fee was due, and the \$365.00 Regulatory Fee paid on behalf of Hispanic Christian Community Network, Inc. should be refunded.

WHEREFORE, it respectfully is requested that this request be granted.

Very truly yours,

Dan J. Alpert

*Counsel for Hispanic Christian Community
Network, Inc.*

FEDERAL COMMUNICATIONS COMMISSION
Washington, D. C. 20554

FEB 12 2009

OFFICE OF
MANAGING DIRECTOR

Dan J. Alpert
Counsel for Hispanic Christian
Community Network, Inc.
The Law Office of Dan J. Alpert
2120 North 21st Road
Arlington, Virginia 22201

Re: K09XZ, Request for Refund of FY
2008 Regulatory Fee
Fee Control No. 0809259084889026

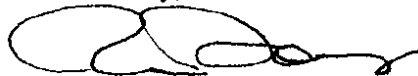
Dear Mr. Alpert:

This is in response to your letter filed September 26, 2008 (Letter)¹ on behalf of VHF translator station K09XZ, requesting refund of the fiscal year (FY) 2008 regulatory fee. Our records indicate that on September 25, 2008, we received payment in the amount of \$365.00 on behalf of K09XZ. As set forth below, your request is granted.

You assert that no FY 2008 regulatory fee is due because the license for K09XZ was granted on January 22, 2008, which is after the October 1, 2007 cut-off date.² Our records reflect that the Media Bureau issued a license for K09XZ on January 22, 2008. Because the license for the Station was issued after October 1, 2007, the beginning of the 2008 fiscal year, no FY 2008 regulatory fee is due.³

A check in the amount of \$365.00, payable to the original maker, will be sent to you at the earliest practicable time. If you have any questions concerning this matter, please call the Revenue & Receivables Operations Group at (202) 418-1995.

Sincerely,



Mark Stephens
Chief Financial Officer

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² *Id.*

³ See *Assessment and Collection of Regulatory Fees for Fiscal Year 2008*, FCC 08-182, released August 8, 2008, at ¶ 76 ("Regulatory fees must be paid for all broadcast facility licenses issued on or before October 1, 2007"); see also *Regulatory Fees Fact Sheet* at 4 ("Who Must Pay: Holders of LPTV, TV translator and booster licenses, and FM translator and booster licenses whose license was granted before October 1, 2007, even if the license expired after October 1, 2007"); 47 C.F.R. §1.1153.

080925908488902L

FO WAIVER TRACKING SYSTEM
CONTROL # 10924

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September 25, 2008

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Managing Director
Federal Communications Commission
445 12th St. S.W..
Washington, DC 20554

SEP 26 2008

Federal Communications Commission
Bureau / Office

**Re: 2008 Annual Regulatory Fee
Station K09XZ
Facility No. 128562**

Dear Mr. Dale:

Hispanic Christian Community Network, Inc., by its attorney, hereby requests refund of its 2008 Annual Regulatory Fee. In support thereof, the following is stated.

In the Regulatory Fee Fact Sheet (August 2008) issued with respect to Media Services Regulatory Fees for 2008, the FCC stated that with regard to FM Translator stations:

Who Must Pay: Holders of LPTV, TV translator and booster licenses, and FM translator and booster licenses whose license was granted before October 1, 2007...

As reflected by the attached, the license for K09XZ was granted on January 22, 2008, which is after the October 1, 2007 date. Therefore, no fee was due, and the \$365.00 Regulatory Fee paid on behalf of Hispanic Christian Community Network, Inc. should be refunded.

WHEREFORE, it respectfully is requested that this request be granted.

Very truly yours,

Dan J. Alpert

*Counsel for Hispanic Christian Community
Network, Inc.*